IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.13339 of 2008
TRIBHUWAN SINGH
Versus
THE STATE OF BIHAR

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2 15.05.2008 Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Sangrampur P.S.Case No. 87 of 2007 registered under sections 399/402 of the Indian Penal Code and section 15(1-B)(a)/26/35 of the Arms Act.

It has been submitted on behalf of the petitioner that on perusal of the allegations levelled in the first information report, it would appear that admittedly the petitioner was not present when the raid was conducted and some persons were arrested including one Shambhoo Dubey. It is further submitted that the said Shambhoo Dubey disclosed that this petitioner had come one day prior to his shop and has not alleged any overt act on his part.

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Considering the submissions as noticed above, the allegations levelled in the first information report, the averments made in the petition as also the materials brought on record, it is directed that in the event of arrest or surrender within a period of four weeks, the petitioner, Tribhuwan Singh be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, East Champaran at Motihari, in connection with Sangrampur P.S.Case No. 87 of 2007, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Manish/- **(Shailesh Kumar Sinha,J.)**